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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<u>In Re Application of:</u>	Timothy J. Ley, Brian J. Brown
<u>Application No.:</u>	10/055,307
<u>Filed:</u>	January 23, 2002
<u>For:</u>	Multi-Layer Stent
<u>Examiner:</u>	Vi X. Nguyen
<u>Group Art Unit:</u>	3731

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Docket No.: S63.2-8618-US01

**TO:** Examiner Nguyen  
**FACSIMILE NO.:** 703-872-9306  
**GROUP ART UNIT:** 3731  
**TOTAL NUMBER OF PAGES** (including cover letter): 2

**DATE:** May 17, 2005  
**TIME:** 1:30 p.m.

Following please find a 1 page Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences in addition to this 1 page Facsimile Transmittal Letter.

If a fee is required, Commissioner of Patents is hereby authorized to charge Deposit Account No. 22-0350 for any required fees. To the extent that any petition is required to consider this communication, please treat this as such a petition.

Respectfully Submitted,

VIDAS, ARRETT &amp; STEINKRAUS, P.A.

By:

James M. Urzedowski  
Reg. No. 48,596

Date: May 17, 2005

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 703-872-9306, on May 17, 2005.

Signature: Rebecca M. Painschab  
 Rebecca M. Painschab

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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0350.

**CONDITIONAL PETITION FOR EXTENSION OF TIME**

In the event a petition for extension of time is required and has not otherwise been requested or in the event the period specified is incorrect please consider this a petition for the appropriate extension therefore.

I am the attorney or agent of record.

05/18/2005 YPOLITE1 00000011 220350 10055307

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Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: May 17, 2005

James M. Urzedowski  
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